

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

MICHAEL BROOKS,

Defendant.

2:10-CR-330-RLH (PAL)

PRELIMINARY ORDER OF FORFEITURE

This Court finds that on March 9, 2011, defendant MICHAEL BROOKS pled guilty to Count One of a One-Count Criminal Indictment charging him with Felon in Possession of a Firearm, in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has shown the requisite nexus between property set forth in the Forfeiture Allegation of the Criminal Indictment and the offense to which defendant MICHAEL BROOKS pled guilty.

The following assets are subject to forfeiture pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c):

- a. a Glock .40 caliber model 22, serial number LWD660; and
- b. any and all ammunition.

This Court finds the United States of America is now entitled to, and should, reduce the aforementioned property to the possession of the United States of America.

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1 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the
2 United States of America should seize the aforementioned property.

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of
4 MICHAEL BROOKS in the aforementioned property is forfeited and is vested in the United States
5 of America and shall be safely held by the United States of America until further order of the Court.

6 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America
7 shall publish for at least thirty (30) consecutive days on the official internet government forfeiture
8 website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited property, state
9 the time under the applicable statute when a petition contesting the forfeiture must be filed, and state
10 the name and contact information for the government attorney to be served with the petition, pursuant
11 to Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

12 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed
13 with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101.

14 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,
15 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the
16 following address at the time of filing:

17 Michael A. Humphreys
Assistant United States Attorney
18 Daniel D. Hollingsworth
Assistant United States Attorney
19 Lloyd D. George United States Courthouse
333 Las Vegas Boulevard South, Suite 5000
20 Las Vegas, Nevada 89101.

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1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein
2 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency
3 following publication of notice of seizure and intent to administratively forfeit the above-described
4 property.

5 DATED this 11th day of March, 2011.

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9 UNITED STATES DISTRICT JUDGE
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PROOF OF SERVICE

I, Heidi Skillin, certify that the following individuals were served with copies of the Preliminary Order of Forfeiture on March 10, 2011 by the below identified method of service:

Electronic Filing

Rebecca A. Rosenstein
Federal Public Defender
411 E. Bonneville Avenue
Las Vegas, NV 89101
Rebecca_Rosenstein@fd.org
Counsel for Michael Brooks

/s/ HeidiSkillin
HEIDI SKILLIN
Forfeiture Support Associate Clerk